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RESOLUTION #21-2017

Resolution offered by the **Land Records** Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, tax foreclosed parcel CA 971-8, located in the Town of Cassian and identified in Exhibit A below has been offered for public sale pursuant to the procedures in Chapter 18 of the General Code of Oneida County, WI; and,

WHEREAS, per Chapter 18.04 (10)(k), the Committee determines that it would be most advantageous to sell the property to an adjoining landowner that may have submitted a bid, to minimize land use or regulation conflicts or disputes, and therefore Parcel CA 971-8, which is a remnant parcel, was advertised for sale with a minimum bid of \$250.00 and with preference to an adjoiner; and,

WHEREAS, the Land Records Committee opened the sealed bids on November 8th 2016 and three bids were received for the north part of CA 971-8 being from the following: 1) Donald G Duchow, the adjoiner landowner for \$270.00; 2) Mike and Angela Kirkham who own property about 1/8 mile away from the property for \$311.00; and 3) Jay Hatleback who owns property about 1/2 mile away for \$501.99; and,

WHEREAS, the three parties that submitted a bid uses part of the west portion of CA 971-8 to access their properties; and,

WHEREAS, Donald G Duchow is the adjoining landowner to CA 971-8, so the Land Committee recommends that the lower bid be accepted and the property be conveyed to Donald G Duchow subject to the continued free and unobstructed ingress-egress access for any type of travel and road maintenance thereof, and for existing or future installation or maintenance of any utilities, over any portion thereof that is encumbered by an easement of record in the Register of Deeds; or over any part of the western 180' of the description as described in Exhibit A for non-exclusive ingress-egress access for any type of travel and road maintenance thereof, and for existing or future installation or maintenance of utilities, all to benefit the properties to the east of Harshaw RD via Timber Lane Dr; and,

WHEREAS, the Land Records Committee recommends that a deed restriction be placed on the strip of land being conveyed that it is to be attached to the adjoining lands to the north of said strip owned by Donald Duchow described in Document # 376097 and not to be conveyed separately without Oneida County Planning and Zoning approval, and that no buildings, equipment or other items to impede the access shall be placed on the western 180' of said strip.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Oneida County hereby approve the sale of the parcel listed in Exhibit A below to the lowest Bidder Donald G Duchow with any condition or terms listed above and in Exhibit A; and,

BE IT FURTHER RESOLVED, that upon receipt of the bid amount and recording fee from Donald G Duchow, the County Clerk is authorized to sign and place the county seal upon a quit claim deed for the parcel listed in Exhibit A; and,

BE IT FURTHER RESOLVED, that the County Treasurer is authorized and instructed to assign to the successful bidder, at the time of issuance of the quit claim deed, all county certificates on the property sold.

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Vote Required: Majority = _____ 2/3 Majority = _____ 3/4 Majority = _____

The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the Corporation Counsel, _____, Date: _____

Approved by the Land Records Committee this 14th day of February, 2017.

Consent Agenda Item: YES _____ NO

Offered and passage moved by: _____
Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

_____ Ayes
_____ Nays
_____ Absent
_____ Abstain
_____ Adopted

by the County Board of Supervisors this _____ day _____, 2017.

_____ Defeated

Tracy Hartman, County Clerk

David Hintz, County Board Chair

EXHIBIT A
See next Page

96 **Parcel Identification Number: CA 971-8, (Town of Cassian)**
97 **Bid Amount: \$270.00**
98 **Bidder: Donald G Duchow, 3838 Harshaw RD, Harshaw WI 54529**
99 **Description:**

100
101 A strip of land approximately 50' wide and 600' long that is located east of Harshaw RD in
102 the Southeast ¼ of the Northeast ¼, Section 31, Township 37 North, Range 7 East, Oneida
103 County Wisconsin described as follows:

104
105 All those lands that lie north of those lands described in Document # 723791 and south of
106 those lands described in Document # 376097 as recorded in the Register of Deeds. Said
107 strip of land is being conveyed subject to the continued free and unobstructed ingress-
108 egress access for any type of travel and road maintenance thereof, and for existing or future
109 installation or maintenance of any utilities over any portion thereof that is encumbered by an
110 easement of record in the Register of Deeds, or over any part of the western 180' of the
111 description as noted in Exhibit A for non-exclusive ingress-egress access for any type of
112 travel and road maintenance thereof, and for existing or future installation or maintenance of
113 utilities, all to benefit the properties to the east of Harshaw RD via Timber Lane Dr.

114
115 Said strip of land is to be attached to those lands described in Document # 376097 and not
116 to be conveyed separately without Oneida County Planning and Zoning approval; and, that
117 no buildings, equipment or other items that would impede travel shall be placed on the
118 western 180' of said strip.

119
120 Subject to easements, restrictions and reservations of record.

121
122 See map next page.

